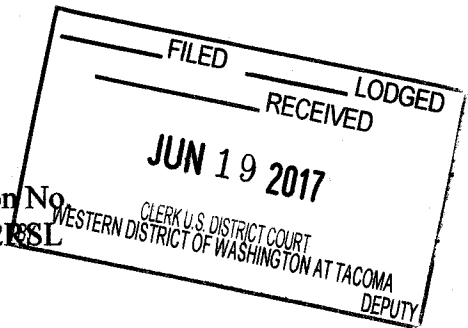


United States District Court
Western District of Seattle

Defendant
Joshua Kinne

Civil Action No.
17-CV-182-RSL

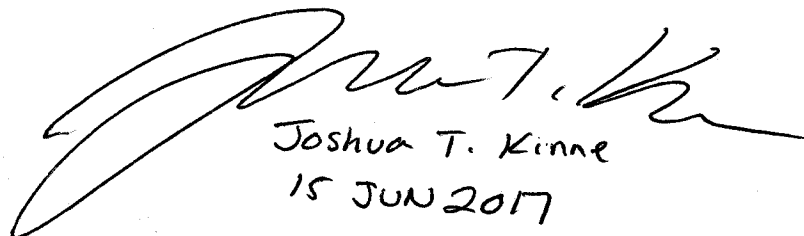


MOTION TO DISMISS or in the
alternate MOTION FOR SUMMARY
JUDGEMENT

Defendant Submits a motion to dismiss based on the following

1. An IP address is not a reliable or legitimate form of identification of a person. The IP address assigned by Comcast was associated to the main router at the defendants residence which was connected to a wireless router. There has not been any proof presented to say Josh Kinne was the actual infringer. Yet the Plaintiff proceeds to action against an individual without sufficient evidence.
2. Josh Kinne is a hard working Warrant Officer in the United States Army, and a Father of 4. He contacted the Plaintiffs legal staff after receiving a letter in February 2017 asking for voluntary cooperation. Josh explained that he reviewed the computers in his home, talked to his wife, two teenage children, and regular guests. In josh's conversation with the Lowe, Graham, Jones law firm. He stated he did due diligence to find an infringer and intent. Also did due diligence with complying with the Plaintiffs relief.
3. The Plaintiff is without a verified infringer and without intent.
4. Josh is currently scheduled a permanent change of duty locations to Ft. Carson CO, with an expected report date of 17 July 2017. The continuance of this case with no evidence against josh would create a hardship on his future service in the armed forces.

Based on the above information, we ask the courts to move to dismiss this action against Josh Kinne.


Joshua T. Kinne
15 JUN 2017

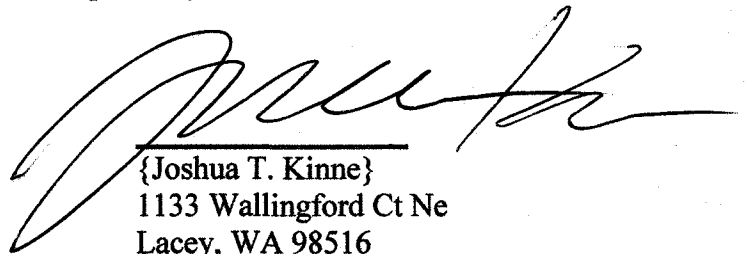
CERTIFICATE OF SERVICE

I hereby certify that on 15 June 2017, I served a copy of the foregoing document, via US Mail, on:

David A. Lowe
Lowe Graham Jones
701 Fifth Avenue, Suite 4800
Seattle, WA 98104

Dated: 15 June 2017

Respectfully submitted,

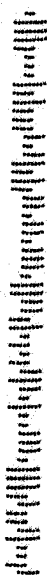
A handwritten signature in black ink, appearing to read 'Joshua T. Kinne', is written over a horizontal line.

{Joshua T. Kinne}
1133 Wallingford Ct Ne
Lacey, WA 98516
360-875-1615
iosua05@yahoo.com

Joshua Kane
433 Wellington Ct NE
Tacoma WA 98516

U.S. District Court
Clerks Office
177 Pacific Avenue, Room 3100
Tacoma WA 98402-3200

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